

Subsection (d) of section 1532 of said code is hereby amended by changing the period at the end thereof to a colon and adding the following: “*Provided further*, That an individual not a citizen or resident of the United States shall not be deemed to be in the service of an employer when rendering service outside the United States to an employer who is required under the laws applicable in the place where the service is rendered to employ therein, in whole or in part, citizens or residents thereof; and the laws applicable on August 29, 1935, in the place where the service is rendered shall be deemed to have been applicable there at all times prior to that date.”

The amendments in this section shall operate in the same manner and have the same effect as if they had been part of the Internal Revenue Code when that code was enacted on February 10, 1939, and as if they had been part correspondingly of subsections (b) and (d) of the Carriers Taxing Act of 1937 (50 Stat. 435) when that Act was enacted on June 29, 1937.

Approved, June 11, 1940.

53 Stat. 182,
26 U. S. C., Supp.
V, § 1532 (d).
Proviso.
Individuals not
deemed in service of
employer.

Laws applicable.

Amendments, oper-
ation and effect.

50 Stat. 436,
45 U. S. C., Supp.
V, § 261 (b), (d).

[CHAPTER 313]

AN ACT

Making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1941, and for other purposes.

June 11, 1940
[H. R. 8438]
[Public, No. 588]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Navy Department and the naval service for the fiscal year ending June 30, 1941, namely:

Navy Department
and naval service, ap-
propriations, fiscal
year 1941.

TITLE I—GENERAL APPROPRIATIONS

Post, pp. 292, 604,
875, 972, 971.

NAVAL ESTABLISHMENT

OFFICE OF THE SECRETARY

Post, pp. 292, 604,
875, 972, 1043.

MISCELLANEOUS EXPENSES

Post, pp. 292, 604,
875, 972.

For traveling expenses of civilian employees, including not to exceed \$7,000 for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; not to exceed \$2,000 for the part-time or intermittent employment in the District of Columbia or elsewhere of such experts and at such rates of compensation as may be contracted for by and in the discretion of the Secretary of the Navy; expenses of courts martial, purchase of law and reference books, expenses of prisoners and prisons, courts of inquiry, boards of investigations, examining boards, clerical assistance; witnesses' fees and traveling expenses; not to exceed \$20,000 for promoting accident prevention and safety in shore establishments of the Navy, to be expended in the discretion of the Secretary of the Navy; newspapers and periodicals for the naval service; all advertising of the Navy Department and its bureaus (except advertising for recruits for the Bureau of Navigation); costs of suits; relief of vessels in distress; recovery of valuables from shipwrecks; maintenance of attachés abroad, including office rental and pay of employees, and not to exceed \$23,800 (composed of "A" item, \$17,500, and "B" item, \$6,300) in the aggregate or \$900 for any one person for allowances for living quarters,

Miscellaneous ex-
penses.

Experts.

Courts martial, etc.

Accident preven-
tion, shore establish-
ments.

Living quarters, etc.

46 Stat. 818. including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C., 118a); for contingencies for the Director of Naval Intelligence, to be expended in his discretion, not to exceed \$2,000; the collection and classification of information; not to exceed \$462,000 (composed of "A" item, \$224,000, and "B" item, \$238,000)

Telegrams, etc. for telephone, telegraph, and teletype rentals and tolls, telegrams, radiograms, and cablegrams; postage, foreign and domestic, and post-office box rentals; necessary expenses for interned persons and prisoners of war under the jurisdiction of the Navy Department, including funeral expenses for such interned persons or prisoners of war as may die while under such jurisdiction; payment of claims for damages as provided in the Act making appropriations for the

41 Stat. 132. naval service for the fiscal year 1920, approved July 11, 1919 (34 U. S. C. 600); and other necessary and incidental expenses; in all, \$1,940,990 (composed of "A" item, \$1,379,190, and "B" item, \$561,800): *Provided*, That no part of any appropriation contained in this Act shall be available for the expense of any naval district in which there may be an active navy yard, naval training station, or naval operating base, unless the commandant of the naval district shall be also the commandant of one of such establishments: *Provided further*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$705,000 (composed of "A" item, \$520,000, and "B" item, \$185,000).

Proviso.
Restrictions on use
of appropriations.
Post, p. 875.

Group IV (b) employees.

CONTINGENT, NAVY

Contingent, Navy. For all emergencies and extraordinary expenses, exclusive of personal services, in the Navy Department or any of its subordinate bureaus or offices at Washington, District of Columbia, arising at home or abroad, but impossible to be anticipated or classified, to be expended on the approval and authority of the Secretary of the Navy, and for such purposes as he may deem proper, and his determination thereon shall be final and conclusive upon the accounting officers of the Government, and for examination of estimates for appropriations and of naval activities in the field for any branch of the naval service, \$30,000 ("A" item), of which \$2,500 shall be available immediately.

CARE OF LEPERS, AND SO FORTH, ISLAND OF GUAM

Care of lepers, etc., Guam, and Culion, P. I. Naval station, Island of Guam: For maintenance and care of lepers, special patients, and for other purposes, including cost of transfer of lepers from Guam to the island of Culion, in the Philippines, and their maintenance, \$24,580; for educational purposes, \$15,000; in all, \$39,580 ("A" item).

NAVAL RESEARCH LABORATORY

Laboratory and research work.

Proviso.
Temporary employment of scientists, etc.

For laboratory and research work and other necessary work of the Naval Research Laboratory for the benefit of the naval service, including operation and maintenance of a laboratory, additions to equipment necessary properly to carry on work in hand, maintenance of buildings and grounds, temporary employment of such scientific and technical civilian assistants as may become necessary, and subscriptions to technical periodicals, to be expended under the direction of the Secretary of the Navy \$653,350 ("A" item): *Provided*, That \$160,000 of this appropriation shall be available for the temporary employment of civilian scientists and technicians required on

special problems: *Provided further*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$250,000, in addition to the amount authorized by the preceding proviso.

Group IV (b) employees.

OPERATION AND CONSERVATION OF NAVAL PETROLEUM RESERVES

To enable the Secretary of the Navy to carry out the provisions contained in the Act approved June 4, 1920, as amended (34 U. S. C., Supp. IV, 524), requiring him to conserve, develop, use, and operate the naval petroleum reserves, \$71,500 ("A" item), of which amount not to exceed \$25,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department: *Provided*, That out of any sums appropriated for naval purposes by this Act, any portion thereof, not to exceed \$10,000,000, shall be available to enable the Secretary of the Navy to protect Naval Petroleum Reserve Numbered 1, established by Executive order of September 2, 1912, pursuant to the Act of June 25, 1910 (43 U. S. C. 141-143), by drilling wells and performing any work incident thereto, of which amount not to exceed \$100,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department: *Provided further*, That no part of the sum made available for the protection of this property shall be expended if a satisfactory agreement can be made with adjoining landowners not to drill offset wells for the purpose of producing oil.

Conservation, operation, etc.
41 Stat. 813.
Post, p. 648.
34 U. S. C. § 524; Supp. V, § 524.
Group IV (b) employees.

Provisos.
Protective work on Reserve No. 1.

36 Stat. 847.

Group IV (b) employees.

Agreement not to drill offset wells on adjoining lands.

NAVAL PRISON FARMS AND PRISON PERSONNEL

For the operation, maintenance, and improvement of naval prison farms and for the welfare, recreation, and education of prison personnel, to be expended under such regulations as the Secretary of the Navy may prescribe, \$12,000 ("A" item): *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Operation, etc.

Proviso.
Limitation on expenditures.
48 Stat. 1227.
31 U. S. C. § 725c.

BUREAU OF NAVIGATION

TRAINING, EDUCATION, AND WELFARE, NAVY

Naval War College: For maintenance and operation, including repairs, improvements, and care of grounds; services of a professor of international law, \$2,000; services of lecturers, \$2,000; and other civilian services; library expenses, including the purchase, binding, and repair of books and periodicals and subscriptions to newspapers and periodicals; and including contingencies of the president of the Naval War College, to be expended in his discretion, not exceeding \$1,000; and for other necessary expenses, \$131,300 ("A" item);

Naval training stations: For maintenance, operation, and other necessary expenses, including repairs, improvements, and care of grounds of the naval training stations which follow:

San Diego, California, \$186,644 (composed of "A" item, \$167,000, and "B" item, \$19,644);

Newport, Rhode Island, \$205,930 (composed of "A" item, \$158,000, and "B" item, \$47,930);

Post, pp. 292, 295, 604, 875.

Post, pp. 295, 875.

Naval War College, maintenance, etc.

Naval training stations.
Post, p. 295.

Great Lakes, Illinois, \$283,930 (composed of "A" item, \$247,000, and "B" item, \$36,930);

Norfolk, Virginia, \$358,936 (composed of "A" item, \$255,000, and "B" item, \$103,936);

Fleet training; gunnery, etc., prizes.

Fleet training: For trophies and badges for excellence in gunnery, target practice, communication, engineering exercises, and for economy in fuel consumption, to be awarded under such rules as the Secretary of the Navy may formulate; for the purpose of recording, classifying, compiling, and publishing the rules and results; for the establishment and maintenance of shooting galleries, target houses, targets, and ranges; for hiring established ranges, and for transporting equipment to and from ranges; entrance fees in matches for the rifle team, and special equipment therefor, \$70,000 ("A" item).

Instruction.
Post, p. 295.
Retirement annuities.

49 Stat. 1092.
34 U. S. C., Supp.
V. §§ 1073-1073e.

Proviso.
Restriction on use of funds for special educational courses, etc.

Exceptions.

Libraries.
Post, p. 295.

Welfare and recreation.
Post, p. 295.

Naval Reserve Officers' Training Corps.
Post, p. 876.

43 Stat. 1276; 50 Stat. 563.
34 U. S. C., Supp. V, § 821.
Proviso.
Uniforms, equipment, etc.

Total.
Proviso.
Group IV (b) employees.

Instruction: For postgraduate instruction of officers in other than civil government and literature, including such amounts as may be necessary to carry out the provisions of the Act approved January 16, 1936 (34 U. S. C. 1073), and for special instruction, education, and individual training of officers and enlisted men at home and abroad, including maintenance of students abroad, except aviation training and submarine training otherwise appropriated for, \$231,000 ("A" item): *Provided*, That no part of this or any other appropriation contained in this Act shall be available for or on account of any expense incident to giving special educational courses or post graduate instruction to officers with view to qualifying them or better qualifying them for the performance of duties required to be performed by or in pursuance of law by officers of the Supply Corps, Construction Corps, or Corps of Civil Engineers, except present students and except such officers who are commissioned in such corps or who have not been commissioned in the line of the Navy more than three years and four months prior to the commencement of such educational courses or postgraduate instruction;

Libraries: For libraries, professional books, textbooks and religious books for ships and shore stations not otherwise appropriated for, \$79,000 (composed of "A" item, \$65,000, and "B" item, \$14,000);

Welfare and recreation: For welfare and recreation of the Navy, including periodicals and newspaper subscriptions, and not exceeding \$4,180 for care and operation of schools at naval stations at Guantanamo Bay, Guam, and Tutuila, for the children of Naval and Marine Corps commissioned, enlisted, and civilian personnel, to be expended in the discretion of the Secretary of the Navy, under such regulations as he may prescribe, \$305,000 ("A" item);

Naval Reserve Officers' Training Corps: For all expenses incident to the conduct of the Naval Reserve Officers' Training Corps under such regulations as the President has prescribed or hereafter may prescribe under the provisions of section 22 of the Act approved March 4, 1925, as amended by the Act of August 6, 1937 (34 U. S. C. 821), \$164,000 ("A" item): *Provided*, That uniforms and other equipment or material issued to the Naval Reserve Officers' Training Corps in accordance with law may be furnished from surplus or reserve stocks of the Navy without payment under this appropriation, except for actual expenses incurred in the manufacture or issue;

In all, training, education, and welfare, Navy, \$2,015,740 (composed of "A" item, \$1,793,300, and "B" item, \$222,440): *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, exclusive of temporary services, shall not exceed the following amounts, respectively: Naval War College, \$77,000; Naval Training Station, San

Diego, \$3,050; Naval Training Station, Newport, \$9,240 (composed of "A" item, \$7,800, and "B" item, \$1,440); Naval Training Station, Great Lakes, \$16,720 (composed of "A" item, \$12,400, and "B" item, \$4,320); Naval Training Station, Norfolk, \$2,100; Instruction, \$23,786; Libraries, \$19,320; Welfare and Recreation, \$4,600.

STATE MARINE SCHOOLS, ACT OF MARCH 4, 1911

To reimburse the State of California, \$25,000; the State of Massachusetts, \$25,000; the State of New York, \$25,000; and the State of Pennsylvania, \$25,000, for expenses incurred in the maintenance and support of marine schools in such States as provided in the Act authorizing the establishment of marine schools, and so forth, approved March 4, 1911 (34 U. S. C. 1121), and for the maintenance and repair of the particular vessels loaned by the United States to the said States on the date of the approval of this Act for use in connection with such State marine schools, \$90,000, and no other vessels shall be furnished by or through the Navy Department; in all, \$190,000 ("A" item).

Reimbursement of designated States for expenses.

36 Stat. 1353.
34 U. S. C., Supp. V, § 1121.
Maintenance, etc., of vessels loaned.

INSTRUMENTS AND SUPPLIES, NAVY

For supplies for seamen's quarters; and for the purchase of all other articles of equipage at home and abroad; and for the payment of labor in equipping vessels therewith and manufacture of such articles in the several navy yards; all pilotage and towage of ships of war; canal tolls, wharfage, dock and port charges, and other necessary incidental expenses of a similar nature; hire of launches or other small boats in Asiatic waters; quarantine expenses; services and materials in repairing, correcting, adjusting, and testing compasses on shore and on board ship; nautical and astronomical instruments and repairs to same; compasses; compass fittings including binnacles, tripods, and other appendages of ship's compasses; logs and other appliances for measuring the ship's way and leads and other appliances for sounding; photographs, photographic instruments and materials, printing outfit and materials; music and musical instruments; commissions, warrants, diplomas, discharges, good-conduct badges, and medals for men and boys; transportation of effects of deceased officers, nurses, and enlisted men of the Navy, and of officers and men of the Naval Reserve who die while on duty; not to exceed \$5,000 for contingent expenses and emergencies arising under cognizance of the Bureau of Navigation, unforeseen and impossible to classify; and for the necessary civilian electricians for gyrocompass testing and inspection, \$855,000 (composed of "A" item, \$755,000, and "B" item, \$100,000): *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$38,000.

Instruments and supplies.

Provided.
Group IV (b) employees.

OCEAN AND LAKE SURVEYS, NAVY

For hydrographic surveys, including the pay of the necessary hydrographic surveyors, cartographic draftsmen, and recorders, and for the purchase of nautical books, charts, and sailing directions, \$90,000 (composed of "A" item, \$85,000, and "B" item, \$5,000): *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed

Hydrographic surveys.

Provided.
Group IV (b) employees.

Details to Washington.

\$34,500: *Provided further*, That not exceeding three hydrographic surveyors may be detailed at any one time to the Hydrographic Office, Washington, District of Columbia.

Post, pp. 292, 604, 875.

Organizing, recruiting, etc.

52 Stat. 1175.

34 U. S. C., Supp.

V, §§ 852-853, 842-848.

Post, p. 292.

Naval and Marine Corps Reserve, aviation activities.

NAVAL RESERVE

For all expenses not otherwise provided for, authorized by the "Naval Reserve Act of 1938", and the Act approved April 15, 1935 (49 Stat. 156), as amended, in connection with organizing, administering, recruiting, instructing, training, and drilling the Naval Reserve, including the designing, purchasing, and engraving of medals and trophies; medical supplies and equipment; purchase, maintenance, and operation of ambulances; aviation matériel, equipment, and fuel in connection with the aviation activities of the Naval and Marine Corps Reserve; maintenance and operation of floating equipment; and rental, maintenance, and operation of such shore stations as may be required in connection with Naval Reserve activities, \$12,068,000 (composed of "A" item, \$8,340,000, and "B" item, \$3,728,000), of which amount not more than \$8,985,342 (composed of "A" item, \$5,257,342, and "B" item, \$3,728,000) shall be available, in addition to other appropriations, for and on account of Naval and Marine Corps Reserve aviation; not more than \$3,082,658 shall be available, in addition to other appropriations, for all other Naval Reserve activities; and not more than \$98,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department: *Provided*, That no part of any of the foregoing amounts shall be available for the performance of more than forty-eight drills per annum or other equivalent instruction or duty or appropriate duties: *Provided further*, That, except in time of war or during the existence of a national emergency declared by the President, and excepting officers on aviation duties, no appropriation contained in this Act shall be available to pay more than twenty-three officers of the Naval Reserve and four officers of the Marine Corps Reserve above the grade of lieutenant or captain, respectively, the pay and allowances of their grade for the performance of active duty other than the performance of drills or other equivalent instruction or duty, or appropriate duties and the performance of fifteen days' active training duty, and other officers above such grades employed on such class of active duty (not to exceed four months in any calendar year) shall not be entitled to be paid a greater rate of pay and allowances than authorized by law for a lieutenant of the Navy or a captain of the Marine Corps entitled to not exceeding ten years' longevity pay: *Provided further*, That no appropriation made in this Act shall be available for pay, allowances, travel, or other expenses of any officer or enlisted men of the Naval or Marine Corps Reserve who may be drawing a pension, disability allowance, disability compensation, or retired pay from the Government of the United States, and "retired pay" as here used shall not include the pay of members of the Fleet Reserve, Fleet Marine Corps Reserve, or members on the honorary retired list of such Reserve forces.

Group IV (b) employees.

Provisos.

Drills, limitation.

Post, p. 604.

Reserve officers performing active duty.

Post, p. 604.

Pay, allowances, etc., restriction.

Post, p. 875.

NAVAL ACADEMY

Pay of professors, etc.

49 Stat. 1092.

34 U. S. C., Supp.

V, §§ 1073-1076.

Proviso.

Swordsmanship, etc., instruction.

Pay, Naval Academy: For pay of professors and instructors, including one professor as librarian, and such amounts as may be necessary to carry out the provisions of the Act approved January 16, 1936 (34 U. S. C. 1073), \$296,523 ("A" item): *Provided*, That this appropriation shall not be available for the employment of more than nine masters and instructors in swordsmanship and physical training.

For pay of other employees, \$625,410 ("A" item): *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules, in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, shall not exceed \$261,714.

Other employees.
Proviso.
Group IV (b) employees.

Current and miscellaneous expenses, Naval Academy: For text and reference books for use of instructors; stationery, blank books and forms, models, maps, newspapers, and periodicals; apparatus and materials for instruction in physical training and athletics; expenses of lecturers and entertainments, not exceeding \$3,000, including pay and expenses of lecturers and visiting clergymen; chemicals, philosophical apparatus and instruments, stores, machinery, tools, fittings, apparatus, materials for instruction purposes, and purchase of and engraving of trophies and badges, \$50,600; for purchase, binding, and repair of books for the library (to be purchased in the open market on the written order of the Superintendent), \$5,500; for expenses of the Board of Visitors to the Naval Academy, \$1,200; for contingencies for the Superintendent of the Academy, to be expended in his discretion, not exceeding \$4,000; for contingencies for the commandant of midshipmen, to be expended in his discretion, not exceeding \$1,200; in all, \$62,500 ("A" item), to be accounted for as one fund.

Current, etc., expenses.

Lecturers, etc.

Books, purchase, repair, etc.

Board of Visitors.

Maintenance and repairs, Naval Academy: For necessary repairs of public buildings, wharves, and walls enclosing the grounds of the Naval Academy, accident prevention, improvements, repairs, and fixtures; for books, periodicals, maps, models, and drawings; purchase and repair of fire engines; fire apparatus and plants, machinery; purchase and maintenance of all horses and horse-drawn vehicles for use at the academy, including the maintenance, operation, and repair of three horse-drawn passenger-carrying vehicles to be used only for official purposes; seeds and plants; tools and repairs of the same; stationery; furniture for Government buildings and offices at the academy, including furniture for midshipmen's rooms; coal and other fuels; candles, oil, and gas; attendance on light and power plants; cleaning and clearing up station and care of buildings; attendance on fires, lights, fire engines, fire apparatus, and plants, and telephone, telegraph, and clock systems; incidental labor, advertising, water tax, postage, telephones, telegrams, tolls, and ferriage; flags and awnings; packing boxes; pay of inspectors and draftsmen; and music and astronomical instruments, \$1,177,000 ("A" item), of which amount \$85,000 shall be immediately available, and \$2,000 shall be available exclusively on account of the collection of ship models bequeathed by the late Henry H. Rogers: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$30,239.

Maintenance and repairs.

Horses, vehicles, etc.

Furniture.

Ship models bequeathed by Henry H. Rogers.

Proviso.
Group IV (b) employees.

NAVAL HOME, PHILADELPHIA, PENNSYLVANIA

For pay of employees, \$123,000 ("A" item): *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$20,000;

Pay of employees.
Proviso.
Group IV (b) employees.

Maintenance: For water rent, heating, and lighting; cemetery, burial expenses, and headstones; general care and improvements of grounds, buildings, walls, and fences; repairs to power-plant equip-

Maintenance.

Employment of beneficiaries.

ment, implements, tools, and furniture, and purchase of the same; music in chapel and entertainment for beneficiaries; stationery, books, and periodicals; transportation of indigent and destitute beneficiaries to the Naval Home, and of sick and insane beneficiaries, their attendants and necessary subsistence for both, to and from other Government hospitals; employment of such beneficiaries in and about the Naval Home as may be authorized by the Secretary of the Navy, on the recommendation of the governor; support of beneficiaries and all other contingent expenses, including the maintenance, repair, and operation of two motor-propelled vehicles, and one motor-propelled passenger-carrying vehicle to be used only for official purposes, \$179,880 ("A" item);

In all, Naval Home, \$302,880 ("A" item).

Post, pp. 293, 296, 493, 605, 876, 972.

Post, pp. 293, 296, 605.

Repairs, preservation of machinery, etc.

Exceptions.

Equipage, supplies, etc.

Field force.

Annapolis, Md., engineering experiment station. Scientists, etc.

Proviso. Group IV (b) employees.

Post, pp. 293, 296, 493, 605, 876, 972.

Post, pp. 293, 296, 605.

Designing of naval vessels, etc.

BUREAU OF ENGINEERING

ENGINEERING

For repairs, preservation, and renewal of machinery, auxiliary machinery, and boilers of naval vessels, yard craft, and ships' boats, distilling and refrigerating apparatus; repairs, preservation, and renewals of electric interior and exterior signal communications and all electrical appliances of whatsoever nature on board naval vessels, except range finders, battle order and range transmitters and indicators, and motors and their controlling apparatus used to operate machinery belonging to other bureaus; searchlights and fire-control equipments for anti-aircraft defense at shore stations; maintenance and operation of coast signal service; equipage, supplies, and materials under the cognizance of the Bureau required for the maintenance and operation of naval vessels, yard craft, and ships' boats; purchase, installation, repair, and preservation of machinery, tools, and appliances in navy yards and stations, accident prevention, pay of classified field force under the Bureau; incidental expenses for naval vessels, navy yards, and stations, inspectors' offices, the engineering experiment station, such as photographing, technical books and periodicals, stationery, and instruments; services, instruments, machines and auxiliaries, apparatus and supplies, and technical books and periodicals necessary to carry on experimental and research work; maintenance and equipment of buildings and grounds at the engineering experiment station, Annapolis, Maryland; payment of part-time or intermittent employment in the District of Columbia or elsewhere of such scientists and technicians as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$25 per diem for any persons so employed, and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty; in all, \$40,374,080 (composed of "A" item, \$37,494,080, and "B" item, \$2,880,000), of which amount \$2,000,000 ("B" item) shall be immediately available: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$2,340,000 (composed of "A" item, \$2,250,000, and "B" item, \$90,000).

BUREAU OF CONSTRUCTION AND REPAIR

CONSTRUCTION AND REPAIR

For designing naval vessels, including services, instruments apparatus, and materials necessary for experimental and research work; payment of part-time or intermittent employment in the District

of Columbia, or elsewhere, of such scientists and technicians as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed, and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty; maintenance, repairs, and alterations of vessels; care and preservation of vessels out of commission; docking of vessels; salvage and salvage services for naval floating property; acquisition and conversion or construction and repair of district and yard craft; purchase and manufacture of equipage, appliances, supplies, and materials at home and abroad as required for the maintenance, repair, alteration, and operation of naval vessels and district and yard craft; carrying on work of the experimental model basin and wind tunnel; tools and appliances for all purposes in navy yards and naval stations; labor in navy yards and naval stations and elsewhere at home and abroad; accident prevention; pay of classified field force, including employees in material inspection and superintending constructors' offices; incidental expenses at navy yards and naval stations and in material inspection and superintending constructors' offices such as photographing, technical and professional books and magazines, plans, stationery, drafting instruments, and other materials \$33,008,100 (composed of "A" item, \$30,280,300 and "B" item, \$2,727,800), of which amount \$2,000,000 ("B" item) shall be immediately available: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$1,875,500 (composed of "A" item, \$1,655,000, and "B" item, \$220,500).

Maintenance, etc.,
of vessels.Equipage, supplies,
etc.

Field force.

Proviso.
Group IV (b) em-
ployees.

BUREAU OF ORDNANCE

Post, pp. 293, 296,
605, 876, 972.

ORDNANCE AND ORDNANCE STORES, NAVY

Post, pp. 293, 296,
605, 876, 972.

For procuring, producing, preserving, and handling ordnance material for the armament of ships; for the purchase and manufacture of torpedoes and appliances; for the purchase and manufacture of smokeless powder; for fuel, material, and labor to be used in the general work under the cognizance of the Bureau of Ordnance; for furniture at naval ammunition depots, torpedo stations, naval ordnance plants, and proving grounds; for technical books, and periodicals; plant appliances as now defined by the "Navy Classification of Accounts"; for machinery and machine tools; for accident prevention; for experimental work in connection with the development of ordnance material for the Navy; for maintenance of proving grounds, powder factory, torpedo stations, gun factory, ammunition depots, and naval ordnance plants, and for target practice; not to exceed \$20,000 for minor improvements to buildings, grounds, and appurtenances of a character which can be performed by regular station labor; for payment of part-time or intermittent employment in the District of Columbia, or elsewhere, of such scientists and technicians as may be contracted for by the Secretary of the Navy in his discretion at a rate of pay not exceeding \$20 per diem for any person so employed, and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty; for the maintenance, repair, and operation of horse-drawn and motor-propelled freight and passenger-carrying vehicles, to be used only for official purposes at naval ammunition depots, naval proving grounds, naval ordnance plants, and naval torpedo stations; for the pay of chemists, clerical, drafting, inspection, and messenger service in navy yards, naval stations, naval ordnance

Procuring, preserv-
ing, etc.Fuel, material, and
labor.

Experimental work.

Scientists, etc.

Vehicles.

Schools. plants, and naval ammunition depots, and for care and operation of schools at ordnance stations at Indianhead, Maryland; Dahlgren, Virginia; and South Charleston, West Virginia, \$31,978,908 (composed of "A" item, \$27,550,048, and "B" item, \$4,428,860: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$1,460,000.

Post, pp. 293, 295,
605, 876, 972.

BUREAU OF SUPPLIES AND ACCOUNTS

Post, pp. 293, 295.

PAY, SUBSISTENCE, AND TRANSPORTATION OF NAVAL PERSONNEL

Pay of naval personnel.

Aerial flights, increased pay; restrictions.

Rent; subsistence.

Retired officers.

Hire of quarters.

Enlisted men on retired list.

Reserve officers on active duty.

Prizes.

Outfits; clothing.

Reimbursement for certain losses.

Nurse Corps.

Pay of naval personnel: For pay and allowances prescribed by law of officers on sea duty and other duty, and officers on waiting orders, pay \$37,089,586, including not to exceed \$1,976,991 for increased pay for officers of the Regular Navy for making aerial flights, no part of which shall be available for increased pay for making aerial flights by more than five officers above the rank of captain, nor by nonflying officers or observers at rates in excess of those prescribed by law for the Army, which shall be the legal maximum rates as to such nonflying officers or observers; rental allowance, \$7,588,406; subsistence allowance, \$4,667,576; in all, \$49,345,568; officers on the retired list, \$13,366,508 (composed of "A" item, \$10,969,308 and "B" item, \$2,397,200); for hire of quarters for officers serving with troops where there are no public quarters belonging to the Government, and where there are not sufficient quarters possessed by the United States to accommodate them, and hire of quarters for officers and enlisted men on sea duty at such times as they may be deprived of their quarters on board ship due to repairs or other conditions which may render them uninhabitable, \$7,525; pay of enlisted men on the retired list, \$10,363,766; interest on deposits by men, \$11,568; pay of petty officers, in addition to chief petty officers of the Naval Reserve called to active duty (not to exceed an average of eleven thousand four hundred and forty chief petty officers, of which number those with a permanent appointment as chief petty officer shall not exceed an average of nine thousand nine hundred and ninety-three, seamen, landsmen, and apprentice seamen, including men in the engineer's force and men detailed for duty with the Bureau of Fisheries, enlisted men, men in trade schools, pay of enlisted men of the Hospital Corps, extra pay for men as authorized by law, and cash prizes (not to exceed \$148,750 (composed of "A" item, \$120,500, and "B" item, \$28,250)) for men for excellence in gunnery, target practice, communication, and engineering competition, \$120,819,388 (composed of "A" item, \$103,414,821, and "B" item, \$17,404,567); outfits for all enlisted men and apprentice seamen of the Navy on first enlistment, civilian clothing not to exceed \$15 per man to men given discharges for bad conduct or undesirability or inaptitude, reimbursement in kind of clothing to persons in the Navy for losses in cases of marine or aircraft disasters or in the operation of water- or air-borne craft, and the authorized issue of clothing and equipment to the members of the Nurse Corps, \$2,068,284; pay of enlisted men undergoing sentence of court martial, \$47,200 (composed of "A" item, \$38,940, and "B" item, \$8,260), and as many machinists as the President may from time to time deem necessary to appoint; pay and allowances of the Nurse Corps, including assistant superintendents, directors, and assistant directors—pay, \$618,980 (composed of "A" item, \$536,980, and "B" item, \$82,000); rental allowance, \$38,400;

subsistence allowance, \$26,280 (composed of "A" item, \$25,185, and "B" item, \$1,095); pay retired list, \$341,067; in all, \$1,024,727 (composed of "A" item, \$941,632, and "B" item, \$83,095); rent of quarters for members of the Nurse Corps; pay and allowances of transferred and assigned men of the Fleet Naval Reserve, \$18,515,785 (composed of "A" item, \$16,500,000, and "B" item, \$2,015,785); reimbursement for losses of property as provided in the Act approved October 6, 1917 (34 U. S. C. 981, 982), as amended by the Act of March 3, 1927 (34 U. S. C. 983), \$10,000; payment of six months' death gratuity, \$240,240 (composed of "A" item, \$192,640 and "B" item, \$47,600); in all, \$215,820,559 (composed of "A" item, \$193,864,052, and "B" item, \$21,956,507); and, except during war or national emergency declared by the President to exist, no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list, except seven for assignments filled on September 30, 1937, exclusive of the assignments at the Naval Mine Depot, Yorktown, Virginia, and in the Treasury Department, three for duty exclusively with the Maritime Commission, two for duty exclusively in connection with the naval petroleum reserves, one for duty as curator of the Naval Academy Museum, and one for duty at the Naval Gun Factory, Washington, District of Columbia, and except retired officers temporarily ordered to active duty as members of retiring and selection boards as authorized by law: *Provided*, That, except for the public quarters occupied by the Chief of Office of Naval Operations, the Superintendent of the Naval Academy, and the Commandant of the Marine Corps, and messes temporarily set up on shore for officers attached to seagoing vessels, to aviation units based on seagoing vessels including officers' messes at the naval air stations, and to landing forces and expeditions, and in addition not to exceed fifty-nine in number at such places as shall be designated by the Secretary of the Navy, no appropriation contained in this Act shall be available for the pay, allowances, or other expenses of any enlisted man or civil employee performing service in the residence or quarters of an officer or officers on shore as a cook, waiter, or other work of a character performed by a household servant, but nothing herein shall be construed as preventing the voluntary employment in any such capacity of a retired enlisted man or a transferred member of the Fleet Reserve without additional expense to the Government, nor the sale of meals to officers by general messes on shore as regulated by detailed instructions from the Navy Department;

Subsistence of naval personnel: For provisions and commuted rations for enlisted men of the Navy, which commuted rations shall be paid at the rate of 50 cents per diem, and midshipmen at 75 cents per diem, and commuted rations stopped on account of sick in hospital and credited at the rate of 70 cents per ration to the naval hospital fund; subsistence of men unavoidably detained or absent from vessels to which attached under orders (during which subsistence rations to be stopped on board ship and no credit for commutation therefor to be given); quarters and subsistence of men on detached duty; subsistence of members of the Naval Reserve during period of active service; subsistence in kind at hospitals and on board ship in lieu of subsistence allowance of female nurses and Navy and Marine Corps general courts-martial prisoners undergoing imprisonment with sentences of dishonorable discharge from the service at the expiration of such confinement; in all, \$27,260,651 (composed of "A" item, \$22,330,976, and "B" item, \$4,929,675): *Provided*, That no part of this or any other appropriation contained in this Act shall be available for the procurement of any article of food not grown or produced in the United States or its possessions, except articles

Fleet Naval Reserve.

Property losses.

40 Stat. 389; 44 Stat. 1368.

Active-duty pay, etc., to retired officers; restriction.

Exceptions.

Proviso. Enlisted men as household servants.

Voluntary services.

Sale of meals to officers.

Subsistence of naval personnel.

Unavoidable absences.

Detached duty. Naval Reserve, active duty.

Proviso. Procurement of food articles not produced in U. S., restriction.

of food not so grown or produced or which cannot be procured in sufficient quantities as and when needed, and except procurements by vessels in foreign waters and by establishments located outside the continental United States, except the Territories of Hawaii and Alaska, for the personnel attached thereto;

Transportation and recruiting.

Attendance at meetings.

Midshipmen.

Enlisted men, etc.

Apprehension of deserters, etc.

Transportation of dependents.
Funeral escorts.

Naval Reserve, active duty.

Total.

Accounting.

Transportation and recruiting of naval personnel: For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers of the Navy while traveling under orders, including the cost of a compartment or such other accommodations, as may be authorized by the Secretary of the Navy, for security when secret documents are transported by officer messenger, and including not to exceed \$5,000 for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; for mileage, at 5 cents per mile, to midshipmen entering the Naval Academy while proceeding from their homes to the Naval Academy for examination and appointment as midshipmen, and not more than \$7,450 shall be available for transportation of midshipmen, including reimbursement of traveling expenses while traveling under orders, after appointment as midshipmen; for actual traveling expenses of female nurses; for travel allowance or for transportation and subsistence as authorized by law of enlisted men upon discharge; transportation of enlisted men and apprentice seamen and applicants for enlistment at home and abroad, with subsistence and transfers en route, or cash in lieu thereof; transportation to their home, if residents of the United States, of enlisted men and apprentice seamen discharged on medical survey, with subsistence and transfers en route, or cash in lieu thereof; transportation of sick or insane enlisted men and apprentice seamen and insane supernumerary patients to hospitals, with subsistence and transfers en route, or cash in lieu thereof; apprehension and delivery of deserters and stragglers, and for railway, steamship, and airway guides and other expenses incident to transportation; expenses of recruiting for the naval service; rent of rendezvous and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen; actual and necessary expenses in lieu of mileage to officers on duty with traveling recruiting parties; transportation of dependents of officers and enlisted men, \$1,506,966 (composed of "A" item, \$1,370,686, and "B" item, \$136,280); expenses of funeral escorts of naval personnel; actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of shore-patrol detachment; in all, \$6,267,800 (composed of "A" item, \$5,977,464, and "B" item, \$290,336); Naval Reserve personnel on active duty: For pay and allowances for Naval Reserve personnel (exclusive of Fleet Naval Reserve personnel) on active duty with the Navy as provided by law (53 Stat. 819-821), \$10,977,997 (composed of "A" item, \$2,869,625, and "B" item, \$8,108,372);

In all, for pay, subsistence, and transportation of naval personnel, Naval Reserve aviation officers on active duty, and members of the Naval Reserve when called to active duty in time of war or during the existence of a national emergency declared by the President, \$260,327,007 (composed of "A" item, \$225,042,117, and "B" item, \$35,284,890), and \$1,000,000 of such amount shall be available immediately, and the money herein specifically appropriated for "Pay, subsistence, and transportation of naval personnel" shall be disbursed and accounted for in accordance with existing law and shall constitute

one fund: *Provided*, That additional commissioned, warranted, appointed, enlisted, and civilian personnel of the Medical Department of the Navy, required for the care of patients of the United States Veterans' Administration in naval hospitals, may be employed in addition to the numbers appropriated for in this Act: *Provided further*, That no part of this appropriation shall be available for the pay of any midshipmen whose admission subsequent to January 30, 1940, would result in exceeding at any time an allowance of four midshipmen for each Senator, Representative, and Delegate in Congress; of one midshipman for Puerto Rico, a native of the island, appointed on nomination of the Governor, and of four midshipmen from Puerto Rico appointed on nomination of the Resident Commissioner; and of four midshipmen from the District of Columbia: *Provided further*, That nothing herein shall be construed to repeal or modify in any way existing laws relative to the appointment of midshipmen at large, from the enlisted personnel of the naval service, from the Naval Reserve, from honor graduates of military schools or Naval Reserve Officers' Training Corps: *Provided further*, That no part of this appropriation shall be available for the pay of any midshipman appointed from enlisted men of the Navy who has not served aboard a vessel of the Navy in full commission for at least nine months prior to admission to the Naval Academy.

Provisos.
Additional medical detail for Veterans' Administration patients.

Admissions to Naval Academy after Jan. 30, 1940.

Appointments at large, from enlisted men, etc.

Sea service requirement.

MAINTENANCE, BUREAU OF SUPPLIES AND ACCOUNTS

For equipage, supplies, and services under the cognizance of the Bureau of Supplies and Accounts, including stationery for commanding, executive, communication, and navigating officers of ships, boards and courts on ships, and chaplains; commissions, interest, and exchange; ferriage and bridge tolls, including streetcar fares; rent of buildings and offices not in navy yards except for use of naval attachés and recruiting officers; accident prevention; services of civilian employees under the cognizance of the Bureau of Supplies and Accounts; freight, express, and parcel-post charges, including transportation of funds and cost of insurance on shipments of money when necessary; for transportation on Government-owned vessels, notwithstanding the provisions of other law, of privately owned automobiles of Regular Navy and Marine Corps personnel upon change of station, and ice for cooling drinking water on shore (except at naval hospitals and shops at industrial navy yards), pertaining to the Navy Department and Naval Establishment, \$13,870,000 (composed of "A" item, \$11,170,000, and "B" item, \$2,700,000), of which amount \$500,000 shall be available immediately: *Provided*, That no part of this or any other appropriation contained in this Act shall be available for or on account of the supply or replacement of table linen, dishes, glassware, silver, and kitchen utensils for use in the residences or quarters of officers on shore, except for messes temporarily set up on shore for officers attached to seagoing vessels, to aviation units based on seagoing vessels, to the fleet air bases, or to landing forces and expeditions: *Provided further*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$7,200,000 (composed of "A" item, \$5,500,000, and "B" item, \$1,700,000): *Provided further*, That, without deposit to the credit of the Treasurer of the United States and withdrawal on money requisitions, receipts of public moneys from sales or other sources by officers of the Navy and

Post, pp. 295, 605, 876, 972.

Maintenance.

Freight, etc., charges.

Provisos.
Supply of tableware, etc., for officers; restriction.

Group IV (b) employees.

Use of receipts for expenditures; accounting.

Marine Corps on disbursing duty and charged in their official accounts may be used by them as required for current expenditures, all necessary bookkeeping adjustments of appropriations, funds, and accounts to be made in the settlement of their disbursing accounts.

Post, pp. 295, 605.

CLOTHING AND SMALL-STORES FUND

Purchase of clothing, etc.

Clothing and small-stores fund: For purchase of clothing and small stores for issue to the Naval Service, to be added to the "Clothing and Small-Stores Fund", \$2,000,000 ("B" item).

Post, p. 605.

NAVAL SUPPLY ACCOUNT FUND

Naval Supply Account Fund.
41 Stat. 1169.

To increase the Naval Supply Account Fund established by the Act approved March 1, 1921 (31 U. S. C. 644), \$5,000,000 ("B" item), and, in addition an amount not to exceed such sum or sums as may be deposited from time to time in the Treasury during the fiscal year ending June 30, 1941, to the credit of "Miscellaneous receipts", realized from the sale of old material, condemned stores, supplies, or other surplus public property of any kind belonging to the Navy Department and not otherwise reappropriated.

Post, p. 605.

FUEL AND TRANSPORTATION, NAVY

Fuel and transportation.

For coal and other fuel for submarine bases and steamers' and ships' use, including expenses of transportation, storage, and handling the same and the removal of fuel refuse from ships; maintenance and general operation of machinery of naval fuel depots and fuel plants; water for all purposes on board naval vessels, and ice for the cooling of water, including the expense of transportation and storage of both, \$10,591,500 (composed of "A" item, \$8,280,000, and "B" item, \$2,311,500), of which \$1,000,000 shall be immediately available: *Provided*, That fuel acquired other than by purchase shall not be issued without charging the applicable appropriation with the cost of such fuel at the rate current at the time of issue for fuel purchased: *Provided further*, That the President may direct the use, wholly or in part, of fuel on hand, however acquired, to be charged at the last issue rate for fuel acquired by purchase, when, in his judgment, prices quoted for supplying fuel are excessive.

Proviso.
Fuel acquired other than by purchase; issue.

Use of fuel on hand.

Post, pp. 296, 606, 876.

BUREAU OF MEDICINE AND SURGERY

Post, pp. 296, 606, 876.

MEDICAL DEPARTMENT

Surgeons' necessities.
Civil establishment.

For surgeons' necessities for vessels in commission, navy yards, naval stations, and Marine Corps; and for the civil establishment at the several naval hospitals, navy yards, naval medical supply depots, Naval Medical Center, Naval Medical School, and Naval Dispensary, Washington, and Naval Academy; for tolls and ferriages; purchase of books and stationery; hygienic and sanitary investigation and illustration; sanitary, hygienic, administrative, and special instruction, including the issuing of naval medical bulletins and supplements; maintenance, repair, and operation of motor-propelled busses; trees, plants, care of grounds, garden tools, and seeds; incidental articles for the Naval Medical Center, Naval Medical School, and Naval Dispensary, Washington, naval medical supply depots, sick quarters at Naval Academy and marine barracks; washing for medical department at Naval Medical Center, Naval Medical School, and Naval Dispensary, Washington, naval medical supply depots, sick quarters at Naval Academy and marine barracks, dispensaries at navy yards and naval

Busses.

Naval Medical Center, etc.

stations, and ships; and for minor repairs on buildings and grounds of the Naval Medical School and naval medical supply depots; for dental outfits and dental material; and all other necessary contingent expenses; in all, \$3,327,000 (composed of "A" item, \$3,027,000, and "B" item, \$300,000): *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$150,000.

Proviso.
Group IV (b) employees.

CARE OF THE DEAD

Post, p. 296.

For the care of the dead; for funeral expenses and interment or transportation to their homes or to designated cemeteries of the remains of officers and enlisted men of the Navy and Marine Corps, of members of the Nurse Corps, reservists on active or training duty, and accepted applicants for enlistment, civilian employees of the Navy Department and Naval Establishment who die outside of the continental limits of the United States, and former enlisted men who are discharged while in hospitals and are inmates of said hospitals on the date of their death; for funeral expenses and interment of the remains of pensioners and destitute patients who die in naval hospitals; for purchase and care of cemetery lots; for care of graves outside of the continental limits of the United States, including those in sites not owned by the United States; for removal of remains from abandoned cemeteries to naval or national cemeteries, or to their homes, including remains interred in isolated graves at home and abroad, and remains temporarily interred, \$81,261 (composed of "A" item, \$70,000, and "B" item, \$11,261): *Provided*, That the above provision shall apply in the case of officers and enlisted men of the Navy and Marine Corps on the retired list who die while on active duty.

Interment and transportation.
Ante, p. 145.

Proviso.
Retired officers, etc., on active duty.

BUREAU OF YARDS AND DOCKS

Post, pp. 293, 296, 606, 876, 972.

MAINTENANCE, BUREAU OF YARDS AND DOCKS

Post, pp. 606, 876.

For the labor, materials, and supplies necessary, as determined by the Secretary of the Navy, for the general maintenance of the activities and properties now or hereafter under the cognizance of the Bureau of Yards and Docks, including accident prevention, and including such sum as may be necessary incident to the utilization of the Naval Station, New Orleans, Louisiana, for vessels to be placed and maintained in a decommissioned status; the purchase, maintenance, repair, and operation of passenger-carrying vehicles for the Navy Department (not to exceed ten in number) and the Naval Establishment not otherwise provided for; not to exceed \$1,630,000 (composed of "A" item, \$1,600,000, and "B" item, \$30,000), for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, and part-time or intermittent employment in the District of Columbia, or elsewhere, of such engineers and architects as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty, \$10,052,800 (composed of "A" item, \$9,784,600, and "B" item, \$268,200): *Provided*, That during the fiscal year 1941 the motor-propelled passenger-carrying vehicles to be purchased hereunder shall not exceed the

General maintenance, etc.

New Orleans, La.,
Naval Station, utilization.
Vehicles.

Group IV (b) employees.

Engineers, etc.

Provisos.
Limitation on vehicle purchases.

Maintenance, operation, etc.

following respective numbers and costs: Nineteen ("A" item) and two ("B" item) at \$600 each, one at \$1,600, ten motorbusses at \$4,500 each, two passenger-carrying semi-trailers at \$3,000 each, and motor-truck chassis with station-wagon-type bodies as required: *Provided further*, That expenditures from appropriations contained in this Act for the maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, including the compensation of civilian chauffeurs and the compensation of any greater number than ninety enlisted men detailed to such duty, shall not exceed in the aggregate \$100,000, exclusive of such vehicles owned and operated by the Marine Corps in connection with expeditionary duty without the continental limits of the United States, motorbusses, station-wagon motortrucks, and motorcycles, and on any one vehicle, except busses and ambulances, shall not exceed for maintenance, upkeep, and repair, exclusive of garage rent, pay of operators, tires, fuel, and lubricants, one-third of the market price of a new vehicle of the same make or class, and in any case not more than \$400.

CONTINGENT, BUREAU OF YARDS AND DOCKS

Contingent expenses.

For contingent expenses and minor extensions and improvements of public works at navy yards and stations, \$140,000 ("A" item).

Post, pp. 293, 296, 606, 876, 972.

PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

Public works, etc.

Use of unexpended balances.

53 Stat. 591.
34 U. S. C., Supp. V,
§ 556.

Scientists, etc.

Provisos.
Personal services.

Construction, etc.,
of authorized projects.
Post, pp. 293, 296,
401, 606, 876, 972.

Midway Island.

Tutuila, Samoa.

Portsmouth, N. H.

For public works and public utilities, Bureau of Yards and Docks, \$49,888,475 (composed of "A" item, \$49,038,475, and "B" item, \$850,000), which, together with the unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund, which fund shall be available for the payment of obligations incurred under the provisions of sections 3 and 4 of the Act approved April 25, 1939 (Public, Numbered 43, Seventy-sixth Congress), insofar as they relate to naval public works and utilities projects and for part-time and intermittent employment by contract of scientists, technicians, and other personnel and payment of travel expenses of members of the Naval Reserve ordered to active duty: *Provided*, That not to exceed 2½ per centum of the aggregate amount available on July 1, 1940, shall be available for the employment of classified personal services in the Bureau of Yards and Docks and in the field service to be engaged upon such work and to be in addition to employees otherwise provided for: *Provided further*, That the Secretary of the Navy is only authorized to commence, continue, or complete the construction of, or make provision for, by contract or otherwise, projects heretofore authorized and appropriated for under this head, and, in addition, only the following-named public works and public utilities projects at a limit of cost not to exceed the amount stated for each project enumerated, respectively:

Naval Air Station, Midway Island: Fuel-oil storage, nonaviation, \$250,000; Diesel-oil storage, nonaviation, \$50,000; defense facilities including buildings and accessories, \$1,250,000;

Naval Station, Tutuila, Samoa: Fuel-oil storage and pipe lines, \$200,000; Diesel-oil storage, \$50,000; gasoline storage, \$50,000;

Navy Yard, Portsmouth, New Hampshire: Submarine barracks and mess hall, \$270,000; roads, walks, and services, \$25,000; extension of inside machine shop, \$185,000; extension of industrial office building, \$100,000; conversion of building numbered 96 to foundry, \$77,000; extension of alternating current electric service, \$75,000;

Navy Yard, Philadelphia, Pennsylvania: Improvement of piers and quay walls, Reserve Basin, \$500,000; improvement of power plant and distributing systems, \$445,000; improvement of crane track and extension of turret construction slab, \$120,000; extension of yard dispensary, \$25,000; additional pier, \$650,000; extension of low crane ways at head of building ways numbered 3, modify ways for forty-five-thousand-ton battleship and replace existing forty-ton shipway cranes with fifty-ton cranes, \$1,250,000; additional crane for pier numbered 2, \$125,000; additional weight-handling and transportation equipment, \$100,000; modify shipways numbered 2 for forty-five-thousand-ton battleship and replace existing forty-ton shipway cranes with fifty-ton cranes, \$575,000;

Philadelphia, Pa.

Naval Operating Base, Norfolk, Virginia: Improvement of electric distribution, \$100,000;

Norfolk, Va.

Fourteenth Naval District—Pearl Harbor: Mooring facilities, \$200,000; improvement of harbor and channel, \$1,000,000;

Pearl Harbor, T. H.

Navy Yard, Pearl Harbor, Hawaii: Industrial shop buildings and accessories, \$1,400,000; cranes, auxiliary construction, roads, walks, and services, \$400,000; pipe and copper shop building and accessories, \$150,000; galvanizing shop building and accessories, \$85,000; electric shop building and accessories, \$465,000; roads, walks, services, and auxiliary construction, \$40,000;

Naval station, Guam: Improvement of water supply, \$325,000;

Guam.

Naval radio station, Annapolis, Maryland: Additional radio facilities, \$210,000;

Annapolis, Md.

Naval direction-finder station, Point Saint George, California: Purchase of land, \$2,500;

Point St. George,
Calif.

General: Improvement of radio facilities, including buildings and accessories, \$35,000; roads, walks, and services for radio facilities, \$35,000;

General.

Naval ammunition Depot, Puget Sound, Washington: Improvement of fire-protection system, \$107,000;

Puget Sound, Wash.

Naval Torpedo Station, Keyport, Washington: Extension of fire-protection system, \$117,500;

Keyport, Wash.

Fleet Air Base and Submarine Base, Coco Solo, Canal Zone: Toward the construction of personnel buildings and accessories, \$682,000; roads, walks, and services, \$300,000; sea walls, filling and grading, \$400,000;

Coco Solo, C. Z.

Naval Air Station, Alameda, California: To continue the development authorized by the Act approved June 24, 1936 (49 Stat., pp. 1901, 1902), as amended, \$3,382,000;

Alameda, Calif.

Naval Fuel Depot, Pearl Harbor, Hawaii: Rehabilitation of fuel-oil facilities, \$350,000; bomb-proof berms enclosing fuel-oil-tank farms, \$600,000;

Pearl Harbor, T. H.

Marine Barracks, Parris Island, South Carolina: Toward the construction of buildings and accessories, \$300,000;

Parris Island, S. C.

Marine Barracks, Quantico, Virginia: Barracks building and accessories, \$60,000; nurses' quarters and accessories, \$56,000; roads, walks, and services for dispensary area, \$80,000;

Quantico, Va.

Drydock facilities, San Francisco Bay: Acquisition of drydocks and land and construction of buildings and facilities at Hunters Point or acquisition of other land and construction of drydock, buildings, and facilities, \$6,000,000;

San Francisco Bay,
Calif.

Submarine base, New London, Connecticut: Facilities for commissioning reserve submarines, including improvement of buildings and accessories and water-front development, \$2,073,000;

New London, Conn.

Navy Yard, Boston, Massachusetts: Improvement of power plant and distributing systems, \$445,000; toilet and washrooms for building ways, \$20,000; additional weight-handling equipment, \$25,000;

Boston, Mass.

Charleston, S. C.

Navy Yard, Charleston, South Carolina: Motor-generator set at building ways, \$100,000; additional cranes for structural and machine shops, \$75,000; storehouse and accessories for fitting-out pier, \$50,000; cafeteria building and accessories, \$125,000; improvement of power plant, \$400,000; services to fitting-out pier, \$35,000; improvement of foundry building, \$25,000; locker and toilet facilities for fitting-out pier, \$40,000; additional weight-handling and transportation equipment, \$102,000;

Mare Island, Calif.

Navy Yard, Mare Island, California: Steam test plant and accessories, \$170,000; additional crane in structural shop, \$17,000; sub-assembly facilities extension to building numbered 382, \$50,000; rearrangement and relocation of shops, \$500,000; improvement and extension of administration building, \$250,000;

New York, N. Y.

Navy Yard, New York, New York: Storehouse and accessories, \$2,000,000; improvement of cranes, \$35,000; two drydock cranes, \$225,000; improvement of shop buildings, \$200,000; facilities for fabrication of armored decks, \$150,000; improvement of power plant, \$500,000; outside power connection to public utility company, \$100,000; fitting-out crane on pier G, \$125,000; modify building ways numbered 1 to take forty-five-thousand-ton battleship, \$1,500,000;

Norfolk, Va.

Navy Yard, Norfolk, Virginia: Extension of machine-shop building, \$600,000; additions and repairs to shop cranes, \$25,000; additional weight-handling and transportation equipment, \$75,000; power distribution and lighting in shops, \$35,000; additional outdoor plate storage yard and facilities, \$40,000; increase capacity of ship-way cranes, \$90,000;

Puget Sound, Wash.

Navy Yard, Puget Sound, Washington: Improvement of air generation and distribution, \$120,000;

Washington, D. C.

Navy Yard, Washington, District of Columbia: Improvement of pneumatic system, \$50,000; improvement of steam-distribution system, \$25,000; extension of buffing shop, \$50,000; extension of machine shop, \$375,000; general utility shop (paint, pipe, sheet metal, and maintenance), \$75,000; storage buildings and accessories at Bellevue, \$50,000;

Dahlgren, Va.

Naval Proving Ground, Dahlgren, Virginia: Magazine and accessories, \$35,000;

Newport, R. I.

Naval torpedo station, Newport, Rhode Island: Explosive manufacturing building and accessories, \$200,000;

Washington, D. C.

Naval Medical Center, Washington, District of Columbia: Accessory construction, \$992,000;

Pensacola, Fla.

Naval Air Station, Pensacola, Florida: Subaqueous water and gas lines at highway bridge, \$50,000.

Post, pp. 294, 609, 882, 973.

BUREAU OF AERONAUTICS

Post, pp. 294, 609, 882, 973.

AVIATION, NAVY

Designated aviation expenses.

For aviation, as follows: For navigational, photographic, aerological, radio, and miscellaneous equipment, including repairs thereto, for use with aircraft built or building on June 30, 1940, \$1,206,500 (composed of "A" item, \$1,015,200, and "B" item, \$191,300); for maintenance, repair, and operation of aircraft factory, air stations, fleet air bases, fleet and all other aviation activities, accident prevention, testing laboratories, overhauling of planes, technical periodicals, and the purchase for aviation purposes only of special clothing, wearing apparel, and special equipment, \$44,412,800 (composed of "A" item, \$34,804,100, and "B" item, \$9,608,700), including not to exceed \$30,000 for the procurement of helium, which sum of \$30,000 shall be transferred to and made available to the Bureau of Mines on July 1, 1940,

Helium.
Post, p. 443.

in addition to which sum the Bureau of Mines may use for helium-plant operation in the fiscal year 1941 the unexpended balance of funds transferred to it for such operation in the fiscal year 1940, and the Bureau may lease, after competition, surplus metal cylinders acquired for use as helium containers; for continuing experiments and development work on all types of aircraft, including the payment of part-time or intermittent employment in the District of Columbia or elsewhere of such scientists and technicians as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty, \$7,500,200 ("A" item); for new construction and procurement of aircraft and equipment, spare parts and accessories, \$41,083,400 ("A" item), of which amount not to exceed \$20,000,000 shall be available for the payment of obligations incurred under the contract authorization carried in the Navy Appropriation Act for the fiscal year 1940; in all, \$94,202,900 (composed of "A" item, \$84,402,900, and "B" item, \$9,800,000), and the money herein specifically appropriated for "Aviation" shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$2,281,000 (composed of "A" item, \$2,143,200, and "B" item, \$137,800): *Provided further*, That in addition to the amount herein appropriated, the Secretary of the Navy may, prior to July 1, 1942, enter into contracts for the production and purchase of new airplanes and their equipment, spare parts and accessories, to an amount not in excess of \$25,000,000: *Provided further*, That the Secretary of the Treasury is authorized and directed, upon the request of the Secretary of the Navy, to transfer not to exceed in the aggregate \$50,000 from this appropriation to the appropriations "Pay, subsistence, and transportation, Navy" and "Pay, Marine Corps" to cover authorized traveling expenses of officers and enlisted men in connection with flying new airplanes from contractor's works to assigned station or ship, including travel to contractor's works and return of personnel to stations of duty, and the amount so transferred shall be in addition to any limitations contained in the appropriations "Pay, subsistence, and transportation, Navy" and "Pay, Marine Corps": *Provided further*, That no part of this appropriation shall be used for the construction of a factory for the manufacture of airplanes: *Provided further*, That the Secretary of the Navy is hereby authorized to consider, ascertain, adjust, determine, and pay out of this appropriation the amounts due on claims for damages which have occurred or may occur to private property growing out of the operations of naval aircraft where such claim does not exceed the sum of \$500.

MARINE CORPS

PAY, MARINE CORPS

Pay of officers, active list: For pay and allowances prescribed by law for all officers on the active list—pay and allowances, \$4,564,850, including not to exceed \$311,760, for increased pay for making aerial flights, none of which shall be available for increased pay for making aerial flights by nonflying officers at a rate in excess of \$1,440 per annum, which shall be the legal maximum rate as to such nonflying officers; subsistence allowance, \$643,422; rental allowance, \$796,769;

Experiments and development work.

New construction, etc.

Incurred obligations.

53 Stat. 775.

Total; accounting.

Provisos.
Group IV (b) employees.

Contracts for new airplanes, etc.

Transfer of sums for traveling expenses.

Airplane factory construction, restriction.

Adjustment of damage claims.

Post, pp. 295, 296, 609, 882, 973.

Post, pp. 296, 973.

Pay, etc., of officers on active list.

Aerial flights, limitation on increased pay for.

Active-duty pay, restriction.

in all, \$6,005,041 ("A" item); and, except during war or national emergency declared by the President to exist, no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

Retired officers.

For pay of officers prescribed by law on the retired list, \$2,091,586 (composed of "A" item, \$1,942,000, and "B" item, \$149,586);

Enlisted men, active list.

Pay of enlisted men, active list: For pay and allowances of non-commissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed \$250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practices, and communication competitions, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, \$12,495,260 (composed of "A" item, \$9,936,357, and "B" item, \$2,558,903); allowance for lodging and subsistence, \$1,015,789 (composed of "A" item, \$792,312, and "B" item, \$223,477); in all, \$13,511,049 (composed of "A" item, \$10,728,669, and "B" item, \$2,782,380);

Retired enlisted men.

For pay and allowances prescribed by law of enlisted men on the retired list, \$937,748 ("A" item);

Undrawn clothing.

Undrawn clothing: For payment to discharged enlisted men for clothing undrawn, \$260,406 ("A" item);

Marine Corps Reserve.

For pay and allowances of the Marine Corps Reserve as follows: (a) For officers commissioned pursuant to the Act of June 13, 1939 (53 Stat. 819–821), \$194,215; (b) for transferred and assigned men, \$695,599 (composed of "A" item, \$621,374, and "B" item, \$74,225); and (c) for all others, \$1,654,448 (composed of "A" item, \$966,205, and "B" item, \$688,243); in all, \$2,544,262 (composed of "A" item, \$1,781,794, and "B" item, \$762,468);

Mileage, etc.

For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers traveling under orders without troops, \$203,566 (composed of "A" item, \$190,000, and "B" item, \$13,566);

Total; accounting.

In all, \$25,553,658 (composed of "A" items, \$21,845,658, and "B" items, \$3,708,000), and the money herein specifically appropriated for pay of the Marine Corps shall be disbursed and accounted for in accordance with existing law and shall constitute one fund.

Post, p. 296.

PAY OF CIVIL EMPLOYEES, MARINE CORPS

Civil force.

Pay of civil force: For personal services in the District of Columbia, as follows:

Offices of the Major General Commandant and adjutant inspector, \$183,960 (composed of "A" item, \$154,760, and "B" item, \$29,200); Office of the paymaster, \$55,300 (composed of "A" item, \$48,820, and "B" item, \$6,480);

Office of the quartermaster, \$193,980 (composed of "A" item, \$167,520, and "B" item, \$26,460); in all, \$433,240 (composed of "A"

item, \$371,100, and "B" item, \$62,140): *Provided*, That the total number of enlisted men on duty at Marine Corps Headquarters on May 7, 1930, shall not be increased, and in lieu of enlisted men whose services at such headquarters shall be terminated for any cause prior to July 1, 1941, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, as amended, either or both the appropriations "Pay, Marine Corps" and "General expenses, Marine Corps" shall be available.

Proviso.
Number of enlisted men at headquarters.
Filling of vacancies by civilians; pay rates.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. V, §§ 673, 673c.

GENERAL EXPENSES, MARINE CORPS

For every expenditure requisite for, and incident to, the authorized work of the Marine Corps, other than as appropriated for under the headings of pay and salaries, as follows:

For provisions, subsistence, board, and lodging of enlisted men, recruits and recruiting parties, and applicants for enlistment; cash allowance for lodging and subsistence to enlisted men traveling on duty; ice, ice machines and their maintenance, \$3,848,046 (composed of "A" item, \$3,036,046, and "B" item, \$812,000);

For clothing for enlisted men, \$1,453,710 (composed of "A" item, \$1,123,710, and "B" item, \$330,000);

For fuel, heat, light, and power, including sales to officers, \$809,000 (composed of "A" item, \$650,000, and "B" item, \$159,000);

For military supplies and equipment, including their purchase, repair, preservation, and handling; recreational, school, educational, library, musical, amusement, field sport and gymnasium supplies, equipment, services, and incidental expenses; purchase and marking of prizes for excellence in gunnery and rifle practice, good-conduct badges, medals, and buttons awarded to officers and enlisted men by the Government for conspicuous, gallant, and special service; rental and maintenance of target ranges and entrance fees for competitions, \$1,613,750 (composed of "A" item, \$721,750, and "B" item, \$892,000);

For transportation of troops and applicants for enlistment, including cash in lieu of ferriage and transfers en route; toilet kits for issue to recruits upon their first enlistment and other incidental expenses of the recruiting service; and for transportation for dependents of officers and enlisted men, \$438,200 (composed of "A" item, \$358,200, and "B" item, \$80,000);

For repairs and improvements to barracks, quarters, and other public buildings at posts and stations; for the renting, leasing, and improvement of buildings in the District of Columbia, and at such other places as the public exigencies require, and the erection of temporary buildings upon the approval of the Secretary of the Navy at a total cost of not to exceed \$70,000 (composed of "A" item, \$10,000, and "B" item, \$60,000) during the year, \$600,000 (composed of "A" item, \$500,000, and "B" item, \$100,000);

For forage and stabling of public animals and the authorized number of officers' horses, \$16,000 ("A" item);

For miscellaneous supplies, material, equipment, personal and other services, and for other incidental expenses for the Marine Corps not otherwise provided for; purchase, repair, and exchange of typewriters and calculating machines; purchase and repair of furniture and fixtures; and purchase, exchange, and repair of passenger-carrying and other vehicles, including parts; veterinary services and medicines for public animals and the authorized number of officers' horses; purchase of mounts and horse equipment for all officers below the grade of major required to be mounted; shoeing for public animals and the authorized number of officers' horses; books, newspapers, and periodicals; printing and binding; packing and crating of officers' allowance of baggage; funeral expenses of officers and enlisted men and accepted

Post, pp. 295, 296,
609, 648, 882.

General expenses.

Provisions, etc.

Clothing.

Fuel, etc.

Military supplies,
etc.

Transportation, etc.

Dependents.

Barracks, quarters,
etc.

Forage, etc.

Miscellaneous sup-
plies, etc.

Vehicles.

Horses, etc.

Printing and bind-
ing.

Care, etc., of schools.

Proviso.
Purchase of vehicles.

Marine Corps Reserve.

Total; accounting.

Proviso.
Group IV (b) employees.

applicants for enlistment and retired officers on active duty, including the transportation of their bodies, arms, and wearing apparel from the place of demise to the homes of the deceased in the United States; construction, operation, and maintenance of laundries; care and operation of schools at Marine Barracks, Quantico, Virginia, and Parris Island, South Carolina; and for all emergencies and extraordinary expenses, \$2,972,000 (composed of "A" item, \$2,428,000, and "B" item, \$544,000): *Provided*, That the motor-propelled passenger-carrying vehicles to be purchased hereunder shall not exceed the following respective numbers and costs: Twenty at \$750 each, fifteen motorcycles at \$425 each, and motortruck chassis with station wagon type bodies as required; Marine Corps Reserve: For clothing, including clothing for aviation cadets, subsistence, heat, light, transportation, and miscellaneous expenses, \$359,822 ("A" item);

In all, \$12,110,528 (composed of "A" item, \$9,193,528, and "B" item, \$2,917,000), to be commenced for as one fund: *Provided*, That the sum to be paid out of this appropriation for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$200,000.

Post, pp. 295, 609, 882.

Certain vessels, alterations and repairs.

53 Stat. 582, 1045.

53 Stat. 1079.

Proviso.
Group IV (b) employees.

ALTERATION TO NAVAL VESSELS

On account of the alterations and repairs of vessels heretofore authorized (and appropriated for in part) and toward the alterations and repairs for the purpose of modernizing the United States ships Argonaut, Narwhal, and Nautilus, authorized by the Act approved April 20, 1939 (Public, Numbered 37, Seventy-sixth Congress), as amended by the Act approved July 15, 1939 (Public Resolution Numbered 28, Seventy-sixth Congress), and for the purpose of effecting major overhauls of the United States ships Tennessee, California, Colorado, Maryland, and West Virginia, as authorized by the Act approved July 25, 1939 (Public, Numbered 212, Seventy-sixth Congress), \$10,552,000 ("A" item), to remain available until expended and of which \$400,000 shall be available immediately: *Provided*, That the sum to be paid out of the amount available for expenditure under this head for the fiscal year 1941 for employees in the field service assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed 5 per centum of the aggregate amount available under this heading on July 1, 1940.

Post, pp. 295, 609, 882.

Construction and machinery.

34 U. S. C., Supp. V, §§ 498-498k.

48 Stat. 503.
34 U. S. C. §§ 494-497; Supp. V, § 496.

Provisos.
Group IV (b) employees.

REPLACEMENT OF NAVAL VESSELS

Construction and machinery: On account of hulls and outfits of vessels and machinery of vessels heretofore authorized (and appropriated for in part), and for the commencement of the following vessels authorized by the Act approved May 17, 1938 (52 Stat. 401-403), one battleship, one aircraft carrier, two cruisers, eight destroyers, two submarines, one submarine tender, one seaplane tender, two small seaplane tenders and one minesweeper, and for the following vessels authorized by the Act of March 27, 1934 (48 Stat. 501), one battleship and four submarines, \$259,071,979, to remain available until expended, of which sum \$50,000,000 shall be immediately available: *Provided*, That the sum to be paid out of the amount available for expenditure under the head of "Construction and machinery" for the fiscal year 1941 for employees in the field service assigned to group

IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed 5 per centum of the aggregate amount available under this heading on July 1, 1940: *Provided further*, That, of the appropriations made available by this Act under the head of "Replacement of naval vessels", there shall be available such sums as the Secretary of the Navy may from time to time determine to be necessary for the engagement of technical services, and the employment of personnel in the Navy Department and in the field, the purchase of plans, drafting and other supplies, telephone and telegraph expenses, and the expenses of printing and travel, in addition to those otherwise provided for, owing to the construction of vessels which have been or may hereafter be authorized.

Technical services,
etc.

Armor, armament, and ammunition: Toward the armor, armament, and ammunition for vessels hereinbefore described under the head of "Construction and machinery", \$81,300,000 ("A" item), to remain available until expended: *Provided*, That the sum to be paid out of the amount available for expenditure under this head for the fiscal year 1941 for employees in the field service assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed 5 per centum of the aggregate amount available under this heading on July 1, 1940.

Armor, armament,
and ammunition.

Proviso.
Group IV (b) em-
ployees.

Neither the appropriation "Replacement of naval vessels, construction and machinery", nor the appropriation "Replacement of naval vessels, armor, armament, and ammunition", shall be available for obligation for any purpose as to ships commissioned prior to July 1, 1939, nor as to any ship commissioned subsequent to such date after twelve months shall have elapsed from commissioning date.

Ships commissioned
before July 1, 1939,
certain funds not avail-
able for.

GENERAL PROVISIONS

Post, p. 884.

The appropriations made in this Act for the purchase or manufacture of equipment or material or of a particular class of equipment or material shall be available for the purchase of letters patent, applications for letters patent, licenses under letters patent, and applications for letters patent that pertain to such equipment or material for which the appropriations are made.

Purchase of letters
patent, etc.

No part of any appropriation made for the Navy shall be expended for any of the purposes herein provided for on account of the Navy Department in the District of Columbia, including personal services of civilians and of enlisted men of the Navy, except as herein expressly authorized: *Provided*, That there may be detailed to the Bureau of Navigation not to exceed at any one time seven enlisted men of the Navy: *Provided further*, That enlisted men detailed to the Naval Dispensary and the Radio Communication Service shall not be regarded as detailed to the Navy Department in the District of Columbia.

Department use
limited.

Provisos.
Details to Bureau of
Navigation.

Post, p. 883.
Details to Naval
Dispensary and Radio
Communication Ser-
vice.

No part of the appropriations made in this Act shall be available for the salary or pay of any officer, manager, superintendent, foreman, or other person or persons having charge of the work of any employee of the United States Government while making or causing to be made with a stop watch or other time-measuring device a time study of any job of any such employee between the starting and completion thereof, or of the movements of any such employee while engaged upon such work; nor shall any part of the appropriations made in this Act be available to pay any premiums or bonus or cash reward to any employee in addition to his regular wages, except for sugges-

Use of time-measur-
ing devices on work of
employees, restriction.

Cash rewards, re-
striction; exception.

Repairs, etc., by private contractors, restriction.

Exception.

Proviso.
Construction of certain vessels in Government yards, etc.
45 Stat. 1165; 48 Stat. 503.
34 U. S. C. § 495.

Estimates to accompany bids.

tions resulting in improvements or economy in the operation of any Government plant; and no part of the moneys herein appropriated for the Naval Establishment or herein made available therefor shall be used or expended under contracts hereafter made for the repair, purchase, or acquirement, by or from any private contractor, of any naval vessel, machinery, article, or articles that at the time of the proposed repair, purchase, or acquirement can be repaired, manufactured, or produced in each or any of the Government navy yards or arsenals of the United States, when time and facilities permit, and when, in the judgment of the Secretary of the Navy, such repair, purchase, acquirement, or production would not involve an appreciable increase in cost to the Government, except when the repair, purchase, or acquirement, by or from any private contractor, would, in the opinion of the Secretary of the Navy, be advantageous to the national defense: *Provided*, That nothing herein shall be construed as altering or repealing the provisos contained in the Acts to authorize the construction of certain naval vessels, approved February 13, 1929, and March 27, 1934, which provide that the first and succeeding alternate vessels in each category, except the fifteen-thousand-ton aircraft carrier, upon which work is undertaken, together with the main engines, armor, and armament, shall be constructed or manufactured in the Government navy yards, naval gun factories, naval ordnance plants, or arsenals of the United States, except such material or parts as are not customarily manufactured in such Government plants.

No part of the funds herein appropriated shall be available to pay a contractor upon any contract for a naval vessel entered into under authority of this Act unless, at the time of filing his bid, he shall also file the estimates upon which such bid was based.

NAVY DEPARTMENT

Post, pp. 295, 296, 610, 883, 973.

Salaries.

Office of Secretary, and other designated offices, etc.

SALARIES

For compensation for personal services in the District of Columbia, as follows:

Office of the Secretary of the Navy: Secretary of the Navy, Assistant Secretary of the Navy, and other personal services, \$211,230 (composed of "A" item, \$207,810, and "B" item, \$3,420).

General Board, \$12,220 ("A" item).

Naval examining and retiring boards, \$13,980 ("A" item).

Compensation board, \$7,700 ("A" item).

Office of Naval Records and Library, \$34,360 ("A" item).

Office of Judge Advocate General, \$132,520 (composed of "A" item, \$126,620, and "B" item, \$5,900).

Office of Chief of Naval Operations, \$87,600 (composed of "A" item, \$77,200, and "B" item, \$10,400).

Board of Inspection and Survey, \$21,360 ("A" item).

Office of Director of Naval Communications, \$169,540 (composed of "A" item, \$142,000, and "B" item, \$27,540).

Office of Naval Intelligence, \$111,300 (composed of "A" item, \$79,500, and "B" item, \$31,800).

Bureau of Navigation, \$567,920 (composed of "A" item, \$494,000, and "B" item, \$73,920).

Hydrographic Office, \$463,420 (composed of "A" item, \$422,920, and "B" item, \$40,500).

American Ephemeris, etc.

Naval Observatory, including \$2,500 for pay of computers on piece work in preparing for publication the American Ephemeris and Nautical Almanac and in improving the tables of the planets, moon, and stars, \$186,920 (composed of "A" item, \$178,120, and "B" item,

\$8,800), of which amount of \$8,800 not to exceed \$3,600 may be expended for rental of tabulating and other mechanical equipment.

Bureau of Engineering, \$310,480 ("A" item).

Bureau of Construction and Repair, \$347,479 ("A" item).

Bureau of Ordnance, \$150,000 ("A" item).

Bureau of Supplies and Accounts, \$928,140 (composed of "A" item, \$811,460, and "B" item, \$116,680).

Bureau of Medicine and Surgery, \$152,510 (composed of "A" item, \$102,270, and "B" item, \$50,240).

Bureau of Yards and Docks, \$276,000 ("A" item).

Bureau of Aeronautics \$360,400 ("A" item): *Provided*, That the services of technical and clerical personnel may be employed only in the Bureau of Aeronautics in connection with the design and construction of aircraft, to be paid from the appropriation "Aviation, Navy, 1941": *Provided further*, That the expenditures on this account for the fiscal year 1941 shall not exceed \$172,800.

Bureau of Aeronautics.
Provided.
Aircraft design and construction.

Limitation on expenditures.

In all, salaries, Navy Department, \$4,545,079 (composed of "A" items, \$4,175,879, and "B" items, \$369,200).

Salary restriction.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. V, §§ 673, 673c.

In expending appropriations or portions of appropriations contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretaries of the Navy, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Provided.
Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

CONTINGENT EXPENSES

Post, pp. 297, 610, 883, 973.

Contingent expenses.

For professional and technical books and periodicals, lawbooks, and necessary reference books, including city directories, railway guides, freight, passenger, and express tariff books and photostating, for Department library; for purchase of photographs, maps, documents, and pictorial records of the Navy, photostating and other necessary incidental expenses in connection with the preparation for publication of the naval records of the war with the Central Powers of Europe; for stationery, furniture, newspapers, plans, drawings, and drawing materials; purchase and exchange of motortrucks or motor-delivery wagons, maintenance, repair, and operation of motortrucks or motor-delivery wagons; garage rent; streetcar fares; freight, expressage, postage, typewriters, and computing machines

Provisos.
Use of naval service
appropriations, re-
striction.

Minor purchases.
Post, p. 1109.

Post, pp. 296, 297,
883, 973.

Printing and bind-
ing.

Historical and naval
documents.

48 Stat. 414.

Proviso.
Copies to Library of
Congress.

Post, pp. 297, 973.

Contingent and
miscellaneous ex-
penses.

Branch offices.

and other absolutely necessary expenses of the Navy Department and its various bureaus and offices, \$213,000 (composed of "A" item, \$178,000, and "B" item, \$35,000): *Provided*, That it shall not be lawful to expend, unless otherwise specifically provided herein, for any of the offices or bureaus of the Navy Department in the District of Columbia, any sum out of appropriations made for the naval service for any of the purposes mentioned or authorized in this paragraph: *Provided further*, That section 3709 of the Revised Statutes (41 U. S. C. 5) shall not apply to any purchase by or service rendered to the Navy Department or its bureaus and offices when the aggregate amount involved does not exceed \$50.

PRINTING AND BINDING

For printing and binding for the Navy Department and the Naval Establishment (including the Hydrographic Office and the Naval Reserve Officers' Training Corps) executed at the Government Printing Office, \$700,000 (composed of "A" item, \$610,000, and "B" item, \$90,000).

PRINTING HISTORICAL AND NAVAL DOCUMENTS

For continuing the printing of historical and naval documents, including composition, clerical copying in the Navy Department, and other preparatory work, in accordance with the provisions of the appropriation made for the commencement of this work as contained in the Naval Appropriation Act for the fiscal year 1935, \$12,000 ("A" item), together with the unexpended balance for this purpose for the fiscal year 1940: *Provided*, That nothing in such Act shall preclude the Public Printer from furnishing one hundred and fifty copies of each volume published to the Library of Congress.

CONTINGENT AND MISCELLANEOUS EXPENSES, HYDROGRAPHIC OFFICE

For purchase and printing of nautical books, charts, and sailing directions, copper plates, steel plates, chart paper, packing boxes, chart portfolios, electrotyping copper plates, cleaning copper plates; tools, instruments, power, and material for drawing, engraving, and printing; materials for and mounting charts; reduction of charts by photography; photolithographing charts for immediate use; transfer of photolithographic and other charts to copper; purchase of equipment for the storage of plates used in making charts and for the storage of Hydrographic Office charts and publications; modernization, care, and repair to printing presses, furniture, instruments, and tools; extra drawing and engraving; translating from foreign languages; telegrams on public business; preparation of pilot charts and their supplements, and printing and mailing same; purchase of data for charts and sailing directions and other nautical publications; books of reference and works and periodicals relating to hydrography, marine meteorology, navigation, surveying, oceanography, and terrestrial magnetism, and to other professional and technical subjects connected with the work of the Hydrographic Office, \$102,000 (composed of "A" item, \$67,000, and "B" item, \$35,000).

For contingent expenses of branch hydrographic offices at Boston, New York, Philadelphia, Baltimore, Norfolk, Savannah, New Orleans, San Francisco, Portland (Oregon), Portland (Maine), Chicago, Cleveland, Detroit, Buffalo, Duluth, Sault Sainte Marie, Seattle, Panama, San Juan (Puerto Rico), Los Angeles, Honolulu, and Galveston, including furniture, fuel, lights, works and periodicals, relating to hydrography, marine meteorology, navigation, surveying, oceanography and terrestrial magnetism, stationery, miscellaneous articles, rent, and care of offices, care of time balls, carfare and ferriage in

visiting merchant vessels, freight and express charges, telegrams, and other necessary expenses incurred in collecting the latest information for pilot charts, and for other purposes for which the offices were established, \$11,380 ("A" item).

For services of necessary employees at branch offices, \$48,210 ("A" item).

CONTINGENT AND MISCELLANEOUS EXPENSES, NAVAL OBSERVATORY

For professional and scientific books, books of reference, periodicals, engravings, photographs, and fixtures for the library; for apparatus and instruments, and for repairs of the same; for repairs to buildings (including quarters), fixtures, and fences; for cleaning, repair, and upkeep of grounds and roads; furniture and furnishings for offices and quarters, gas, chemicals, paints, and stationery, including transmission of public documents through the Smithsonian exchange, foreign postage; plants, seeds, and fertilizers; for fuel, oil, grease, pipe, wire, and other materials needed for the maintenance and repair of boilers, engines, heating apparatus, electric lighting and power, and water supply; purchase and maintenance of teams; maintenance, repair, and operation of motortrucks and passenger automobiles, and of horse-drawn vehicles; telegraph and telephone service; and other absolutely necessary expenses, \$29,000 ("A" item).

Contingent and miscellaneous expenses.

SEC. 2. No part of any money appropriated by this Act shall be used for maintaining, driving, or operating any Government-owned motor-propelled passenger-carrying vehicle not used exclusively for official purposes; and "official purposes" shall not include the transportation of officers and employees between their domiciles and places of employment except in cases of medical officers on out-patient medical service and except in cases of officers and employees engaged in field work the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the head of the Department. This section shall not apply to any motor vehicle for official use of the Secretary of the Navy, and no other persons connected with the Navy Department or the naval service, except the commander in chief of the United States Asiatic Fleet, Marine Corps officers serving with expeditionary forces in foreign countries, and medical officers on out-patient medical service, shall have a Government-owned motor vehicle assigned for their exclusive use.

Government-owned motor vehicles. Use restricted to official business.

Transportation between domicile and place of employment.

Exceptions.

SEC. 3. When used in this Act, the words in parentheses ("A" item) and ("B" item) shall mean, respectively, "amounts for or relating to regular activities" and "amounts for or relating to activities pursuant to Executive Order Numbered 8245, dated September 8, 1939", and when there is no such designation of an amount it shall be construed to be an "A" item; but such designations when combined for an appropriation or an amount limitation shall not be deemed to require separate administrative or fund accounting for each designation.

Definition of "A" item and "B" item. *Post*, p. 295.

SEC. 4. The portions of the appropriations contained herein and denominated as "B" items shall not be available for the employment other than temporarily of classified personal services.

Use of "B" item funds.

SEC. 5. The total amount used on an annual basis for administrative within-grade promotions for officers and employees under any appropriation or other fund made available in this Act shall not exceed the amount determined by the Bureau of the Budget to be available for such purpose on the basis of the Budget estimate for such appropriation or fund exclusive of new money in any such Budget estimate for such administrative promotions.

Administrative promotions, restriction.

Canal Zone.
Personal services on,
citizenship require-
ment after May 1,
1941; exception.

Provisions.
Employment of
Panamanian citizens.
48 U. S. C., Supp.
V, § 1307.

Restriction on num-
ber.

Persons with 15 or
more years of service.

Selection of per-
sonnel.

Hours of employ-
ment; rates of pay.

Provisions applica-
ble only to certain
persons.

Suspension of com-
pliance in time of war,
etc.

SEC. 6. No part of any appropriation contained in this Act shall be used directly or indirectly after May 1, 1941, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however,* (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of the approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week; (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further,* That the President may suspend compliance with this section in time of war or national emergency if he should deem such course to be in the public interest.

Ante, p. 265.

TITLE II—EMERGENCY NATIONAL DEFENSE APPROPRIATIONS

Ante, p. 265.

OFFICE OF THE SECRETARY

Miscellaneous ex-
penses.

Ante, p. 265.

Miscellaneous expenses: For an additional amount for miscellaneous expenses comprising the same objects specified under this head in title I of this Act, \$256,700, of which there shall be available not to exceed \$200,000 for collection of information, \$10,000 for promoting accident prevention and safety in shore establishments of the Navy, and \$25,000 in the aggregate or \$900 for any one person for allowances for civil employees in attachés' offices.

Ante, p. 267.

BUREAU OF NAVIGATION

NAVAL RESERVE

Naval Reserve.
Ante, pp. 265, 270.

Group IV (b) em-
ployees.

For an additional amount for the Naval Reserve, comprising the same objects specified under this head in title I of this Act, \$3,425,000, of which not to exceed \$34,560 shall be available for the pay of employees assigned to group IV (b), and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department.

BUREAU OF ENGINEERING

Ante, p. 272.

ENGINEERING

For an additional amount for Engineering, comprising the same objects specified under this head in title I of this Act, including the acquisition and conversion or construction and repair of machinery for boom or net tenders, \$5,314,500, to be immediately available, of which not to exceed \$100,000 shall be available for the pay of employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department and the Secretary of the Navy is authorized to exceed the statutory limit on repair and alterations to vessels commissioned or converted to meet the existing emergency.

Engineering.
Ante, pp. 265, 272.

Group IV (b) employees.

Repair, etc., of vessels.

BUREAU OF CONSTRUCTION AND REPAIR

Ante, p. 272.

CONSTRUCTION AND REPAIR

For an additional amount for Construction and Repair, comprising the same objects specified under this head in title I of this Act, including the acquisition and conversion or construction and repair of boom or net tenders, \$8,022,500, to be immediately available, of which not to exceed \$100,000 shall be available for the pay of employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department and the Secretary of the Navy is authorized to exceed the statutory limit on repair and alterations to vessels commissioned or converted to meet the existing emergency.

Construction and repair.
Ante, pp. 265, 272.

Group IV (b) employees.

Repair, etc., of vessels.

BUREAU OF ORDNANCE

Ante, p. 273.

ORDNANCE AND ORDNANCE STORES, NAVY

For an additional amount for Ordnance and Ordnance Stores, Navy, comprising the same objects specified under this head in title I of this Act, and for essential equipment and facilities at either private or naval establishments for the production of ordnance material, \$31,527,200, to be immediately available: *Provided*, That the sum to be paid out of this increment for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department shall not exceed \$1,040,000.

Procuring, preserving, etc.
Ante, pp. 265, 273.*Proviso.*
Group IV (b) employees.

BUREAU OF SUPPLIES AND ACCOUNTS

Ante, p. 274.

PAY, SUBSISTENCE, AND TRANSPORTATION OF NAVAL PERSONNEL

For an additional amount for pay, subsistence, and transportation of naval personnel, comprising the same objects specified under this head in title I of this Act, including three additional officers above the rank of captain in a flight-pay status: *Provided*, That no officer of the Navy or Marine Corps who has been adjudged fitted shall be involuntarily retired during the existing limited emergency, \$3,350,000.

Pay, etc.

Ante, pp. 265, 274.*Proviso.*
Involuntary retirement of certain officers, restriction.

BUREAU OF YARDS AND DOCKS

Ante, p. 279.

PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

Toward the following public works and public utilities projects at a cost not to exceed the amount stated for each project, respectively,

Public works, etc.
Ante, p. 280.

\$53,325,000, which amount, together with unexpended balances of appropriations herein and heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund:

- Pearl Harbor, T. H. Navy Yard, Pearl Harbor, Hawaii: Temporary storehouses and accessories, \$1,000,000;
- Guantanamo, Cuba. Naval Station, Guantanamo, Cuba: Defense facilities, including buildings and accessories, \$1,500,000;
- Coco Solo, C. Z. Naval Air Station, Coco Solo, Canal Zone: Breakwater, \$3,000,000;
- Pearl Harbor, T. H. Naval Supply Depot, Pearl Harbor, Hawaii: Quay wall and unloading wharf, \$500,000;
- Net and ammunition storage facilities. Net and ammunition storage facilities: Naval net depots and ammunition storage, including buildings and accessories and the acquisition of land, \$6,262,362;
- Naval aviation shore facilities. Naval aviation shore facilities, including acquisition of land, \$45,000,000: *Provided*, That no part of this amount or any other amount in this title for temporary housing shall be available for erecting, including utilities, upon any site however acquired subsequent to the calendar year 1938, married officers quarters at a unit cost of more than \$8,500, nor bachelor officers quarters at a unit cost of more than \$1,750, nor student flyers quarters at a unit cost of more than \$550; nor barracks for enlisted men at a unit cost of more than \$350: *Provided further*, That no part of this amount, nor of any other amount in this title for temporary housing, shall be available for erecting buildings upon any site acquired subsequent to the calendar year 1938 except of a distinctly temporary character unless structures (such as hospitals, hangars, and storage facilities for inflammable or explosive materials) of a more substantial type are essential to the purpose.
- Construction of buildings. The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590–592), shall be applicable to all public works and public utilities projects mentioned in this Act regardless of location.
- Contracts. The Secretary of the Navy is authorized to continue the employment, in the District of Columbia and elsewhere, of such employees now carried on the rolls as will be required for the preparation of plans and specifications and administrative work in connection with the public works and public utilities projects authorized by this Act, or heretofore otherwise authorized.
- Certain personnel, continuance in employment.

Ante, p. 282.

BUREAU OF AERONAUTICS

AVIATION, NAVY

Aviation expenses.
Ante, pp. 265, 282.

Provided.
Modification of contracts.

Disposal of facilities.

Contracts for new airplanes, etc.

For an additional amount for aviation, Navy, comprising the same objects specified under this head in title I of this Act, to be immediately available, \$43,850,000, which sum is hereby made available for expenditure, in the discretion of the Secretary of the Navy, for the procurement and installation of special facilities for use by contractors in manufacturing aircraft and aeronautical material: *Provided*, That existing contracts for aircraft and aeronautical material may be appropriately modified: *Provided further*, That facilities procured hereunder may be leased, sold, or otherwise disposed of, in the discretion of the Secretary of the Navy, when no longer required for use under naval contracts and the Secretary of the Navy shall report annually to the Congress on the rental, sale, or disposal of the facilities provided for in this Act: *Provided further*, That in addition to the amount herein appropriated, the Secretary of the Navy may, prior to July 1, 1941, enter into contracts for the production and purchase of new airplanes and their equipment, spare parts and accessories, to an amount not in excess of \$100,000,000.

MARINE CORPS

Ante, p. 283.

GENERAL EXPENSES, MARINE CORPS

For every expenditure requisite for, and incident to, the authorized work of the Marine Corps, other than as appropriated for under the headings of pay and salaries, as follows:

General expenses.

For an additional amount for military supplies and equipment, comprising the same objects specified under this head in title I of this Act, \$408,280.

Military supplies,
etc.
Ante, pp. 265, 285.

ALTERATIONS TO NAVAL VESSELS

Ante, p. 286.

On account of the major alterations to the United States battleships New York, Texas, and Arkansas, \$6,000,000, to be immediately available and to remain available until expended.

Battleships *New York, Texas, and Arkansas.*
Post, p. 395.

REPLACEMENT OF NAVAL VESSELS

Ante, p. 286.

Construction and machinery: For an additional amount on account of hulls and outfits of vessels and machinery of vessels heretofore authorized (and appropriated for in part), including the necessary machine tools and other equipment in naval establishments and Government equipment in private plants required for expediting shipbuilding, to be immediately available and to remain available until expended, including the same objects and under the same conditions and limitations prescribed under this head in title I of this Act, \$65,000,000.

Construction and machinery.

Machine tools, etc.

Ante, pp. 265, 286.

Armor, armament, and ammunition: For an additional amount toward the armor, armament, and ammunition for vessels and aircraft heretofore authorized (and appropriated for in part), including the necessary machine tools and other equipment and facilities at naval or private establishments required for expediting shipbuilding, to be immediately available and to remain available until expended, including the same objects and under the same conditions and limitations prescribed under this head in title I of this Act, \$35,000,000: *Provided*, That all parenthetical clauses in title I of this Act in which certain amounts are denominated as "A" and/or "B" items shall be disregarded for all purposes, together with section 3 of such title.

Armor, armament, and ammunition.

Machine tools, etc.

Ante, pp. 265, 287.

Proviso.
Disregarding of certain parenthetical clauses ("A" and "B" items) and of section 3 of title I.

Ante, p. 291.

NAVAL PERSONNEL

For additional amounts for twenty thousand Naval enlisted men reservists (for training), five hundred Naval Reserve officers and five hundred retired naval officers, on active duty, during the fiscal year 1941, under headings and for the same objects as specified under their headings in title I of this Act, as follows:

Naval personnel.

Bureau of Supplies and Accounts:

Pay, subsistence, and transportation, \$20,821,000;
Maintenance, Bureau of Supplies and Accounts, \$1,333,000;
Salaries, Bureau of Supplies and Accounts, \$51,000;
Clothing and small-stores fund, \$3,000,000;

Ante, p. 274.*Ante*, p. 277.*Ante*, p. 289.*Ante*, p. 278.

Bureau of Navigation:

Training, education, and welfare, Navy:

Ante, p. 267.

Naval Training Station, San Diego, California, \$11,000;
Naval Training Station, Newport, Rhode Island, \$10,000;
Naval Training Station, Great Lakes, Illinois, \$7,000;
Naval Training Station, Norfolk, Virginia, \$8,000;
Instruction, \$11,000;
Libraries, \$40,000;
Welfare and recreation, \$164,000;

In all, training, education, and welfare, \$251,000;
Salaries, Bureau of Navigation, \$15,000;

Ante, p. 288.

Bureau of Medicine and Surgery:

Medical Department, \$231,000, of which not to exceed \$10,000 shall be available for the pay of employees assigned to group IV (b), and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department;

Care of the Dead, \$6,000;

Salaries, Bureau of Medicine and Surgery, \$12,000;

Bureau of Yards and Docks: Public Works: Temporary hospital facilities, \$400,000;

Bureau of Construction and Repair:

Construction and repair: Recruit outfits, \$154,000;

Navy Department: Printing and binding, \$13,000;

In all, \$26,287,000: *Provided*, That the Secretary of the Navy in filling out the allowances of naval vessels above 85 per centum of complement shall first assign to active duty for limited periods of training such naval reservists as will voluntarily accept active duty not to exceed five thousand, and the pay and other expenses of such reservists shall be payable out of this appropriation: *Provided further*, That to the extent that naval reservists are not available the Secretary of the Navy shall recruit regular enlisted men in the Navy to the extent necessary to provide an enlisted personnel of not to exceed one hundred and seventy thousand by July 1, 1941.

MARINE CORPS

For additional amounts for Marine Corps purposes, including \$9,000 additional enlisted men on active duty, arms, artillery, ammunition, equipment, housing and general expenses, including motor-propelled passenger-carrying vehicles, under headings, and for the same objects as specified under their headings in title I of this Act, as follows:

Marine Corps:

Pay, Marine Corps, \$3,200,000;

General expenses, Marine Corps, \$9,327,000;

Pay of civil employees: Offices of the Major General Commandant and the Adjutant and Inspector, \$54,360; Office of the Paymaster, \$17,820; Office of the Quartermaster, \$127,820; in all, \$200,000;

Bureau of Medicine and Surgery: Medical Department, \$12,000;

Bureau of Yards and Docks:

Public Works, Bureau of Yards and Docks: For temporary housing, including extensions of existing structures, \$4,500,000;

Bureau of Ordnance: Ordnance and Ordnance stores, Navy, \$4,899,000;

Bureau of Engineering:

Engineering: For radio material, \$100,000.

NAVY DEPARTMENT**SALARIES**

For an additional amount for compensation for personal services in the District of Columbia, as follows:

Office of the Secretary of the Navy, \$28,860;

Office of Naval Intelligence, \$25,520;

Bureau of Aeronautics, \$70,000;

In all, salaries, Navy Department, \$124,380.

CONTINGENT EXPENSES

Ante, p. 289.

For an additional amount for contingent expenses, Navy Department, \$28,000: *Provided*, That the unobligated balance on June 30, 1940, of the appropriation "Contingent expenses, Navy Department, 1940", is hereby reappropriated and made available for obligation during the fiscal year 1941.

Proviso.
Reappropriation.

PRINTING AND BINDING

Ante, p. 290.

For an additional amount for printing and binding, Navy Department, \$50,000.

CONTINGENT AND MISCELLANEOUS EXPENSES, HYDROGRAPHIC OFFICE

Ante, p. 290.

For an additional amount for contingent and miscellaneous expenses, Hydrographic Office, \$10,000.

EMERGENCY FUND FOR THE PRESIDENT

Post, pp. 377, 1126.

To enable the President, through the appropriate agencies of the Government, without reference to section 3709 of the Revised Statutes, to provide for emergencies affecting the national security and defense and for each and every purpose connected therewith, including all of the objects and purposes specified under any appropriation available or to be made available to the Navy Department for the fiscal years 1940 and 1941; the furnishing of Government-owned facilities at privately owned plants; the procurement and training of civilian personnel necessary in connection with the production of critical and essential items of equipment and material and the use or operation thereof; and the procurement of strategic and critical materials in accordance with the Act of June 7, 1939, \$34,000,000; to be immediately available; and, in addition, the President is authorized, through such agencies, on and after the enactment hereof, to enter into contracts for the same purposes to an amount not exceeding \$34,000,000: *Provided*, That an account shall be kept of all expenditures made or authorized hereunder, and a report thereon shall be submitted to the Congress on or before June 30, 1942.

Emergency fund.
41 U. S. C. § 5.Government-owned
facilities at private
plants.
Civilian personnel.Strategic and critical
materials.
53 Stat. 811.
50 U. S. C., Supp.
V, §§ 98-98f.
Contracts in addition,
authorized.*Proviso.*
Accounting; report
to Congress.

Approved, June 11, 1940.

[CHAPTER 314]

AN ACT

To facilitate the control of soil erosion and/or flood damage originating upon lands within the exterior boundaries of the Cleveland National Forest in San Diego County, California.

June 11, 1940
[H. R. 169]
[Public, No. 589]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture, with the approval of the National Forest Reservation Commission, established by section 4 of the Act of March 1, 1911 (U. S. C., title 16, sec. 513), is hereby authorized to acquire by purchase any lands, or interests therein, within the boundaries of the Cleveland National Forest in the county of San Diego, State of California, which in his judgment should become the property of the United States in order that they may be so managed with other lands of the United States as to minimize soil erosion and flood damage, and to pay for said lands, or interests therein, from those proportions of the entire receipts from the occupancy of public land or the sale of natural resources other than mineral, within the Cleveland

Cleveland National
Forest, Calif.
Acquisition of lands
in, for soil erosion,
etc., control.
36 Stat. 962.Payment from For-
est receipts, etc.